

ZB# 75-1

**Crossroad Collision /
Equipment Rebuilding**

22-1-2

To Be Filed
w/ Town Clerk.

File
Hearing May 19th.

8 p.m.

all fees paid - ^{Sent}
CCPD notified ^{to}
by Wozniak

Formal decision
sent to Wozniak
on Crossroads Collision &
Equipment Rebuilding

75-1
Cond. Use ~~Interpretation~~

Crossroad Collision/
Equip. Rebuilding

22-1-22

Application for Use Permit
denied - May 19, 1975.

Patricia Delis, Secy.

Adopted 12/20/65

APPLICATION FOR CONDITIONAL USE

Application No. 75-1
Date: 3-3-75

TO THE ZONING BOARD OF APPEALS OF THE TOWN OF NEW WINDSOR, NEW YORK

I (WE) FREDERICK FARRELL
CROSSROAD Collision Center of 229 Union Ave
(Street, and number)

NEW WINDSOR N.Y., NEW YORK hereby make
(State)

APPLICATION TO THE ZONING BD. OF APPEALS OF THE TOWN OF NEW WINDSOR FOR THE
USE OF:

- A. LOCATION OF THE PROPERTY: at 229 Union + Erie Aves.
USE DISTRICT OF ZONING MAP GENERAL INDUSTRY AUTO REPAIR Shop
- B. PROVISIONS OF THE ZONING ORDINANCE APPLICABLE. (Indicate the Article, section, sub-section and paragraph of the Zoning Ordinance applicable, Do not quote the ordinance).
- C. NOTE: NECESSARY FINDINGS: The Zoning Board must find all of the following to apply.
1. The requested use will not create conditions different from existing uses in the area because: IT IS THE SAME TYPE
of existing operation on a smaller scale
instead of heavy equipment + vehicles
+ it will be automobiles
 2. Such use will not cause congestion around entrance or exit because:
I will install a chain in front of
Building to restrict parking which
eliminates any such hazard.
 3. Such use will not create traffic hazards because:
Same as paragraph C - Article 3.
 4. Such use will not be the cause of giving off noxious gases, odors, smoke or soot because: All work is done
inside of the building.

5. Such use will not cause disturbing emission of electrical discharges, dust, light, vibration noise or radioactivity because of: ALL WORK WILL BE DONE INSIDE OF

Building

6. Such use will not change the character of the neighborhood because:

THIS OPERATION WILL UPGRADE THE NEIGHBORHOOD
BECAUSE OF CONDITIONS IN THE PAST

- D. DESCRIBE IN DETAIL HOW PROPERTY IS TO BE USED: FOR STORAGE
AND REPAIRING OF VEHICLES. INSIDE REPAIRS WILL
BE MADE.

(Use separate sheet of paper if necessary)

- E. SUBMIT IN DUPLICATE

1. Plot plan
2. Description of Building
3. Picture site, including adjacent property.

- F. APPLICATION to be accompanied by a check - Payable to Town of New Windsor. Application to be returned to Patricia Delio, Secretary, New Windsor Zoning Board of Appeals, 7 Franklin Avenue, New Windsor New York.

Frederick Farrell

Petitioner's Signature

STATE OF NEW YORK)
COUNTY OF ORANGE) SS.

Sworn to this 19th day of MARCH 1975.

EDWARD W. RAAB
Notary Public, State of New York
County of Orange
Commission Expires March 30, 1976
Notary Reg. No. 4522647

Edward W. Raab
Notary Public

Address _____

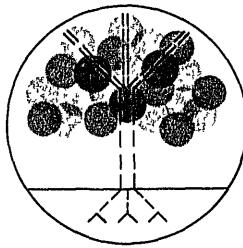
DO NOT WRITE IN THIS SPACE

Application No. _____
Date of Hearing _____
Date of Decision _____
Decision: _____

Date Received _____
Notice Published _____

Department of Planning

Peter Garrison, A I P , Commissioner
Edwin J Garling, A I P , Deputy Commissioner



The County Building
Goshen, New York 10924
(914) 294-5151

County of Orange

Louis V Mills, County Executive

June 2, 1975

Mr. Theodore Jargstorf, Chairman
New Windsor Zoning Board of Appeals
% Patricia Delio, Secretary
Franklin Avenue
New Windsor, New York 12550

Re: Variance - Crossroad Collision
Center - Union and Erie Avenues

Dear Mr. Jargstorf:

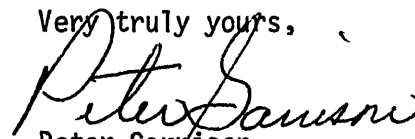
Our office is in receipt of the above application, in accordance with the provisions of Section 239, 1 and m, Article 12-B of the General Municipal Law of the State of New York.

Orange County Department of Planning approval is hereby denied.

Our comments on the application are as follows:

- a) In our opinion, the applicant has not fulfilled the requirements of Section 8.2.2 of the Zoning Local Law.
- b) The map submitted does not show the applicant's intent.
- c) The application form submitted is for a conditional use (no longer in effect under the new zoning local law) and should be for a variance.

Very truly yours,


Peter Garrison
Commissioner of Planning

PG:mj
Reviewed by:
Joe Shaw
Senior Planner

ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR, NEW YORK

In the matter of the application for
conditional use permit of

CROSSROADS COLLISION CENTER

DECISION DENYING
CONDITIONAL USE PERMIT

WHEREAS, an application for conditional use was submitted by
CROSSROADS COLLISION CENTER to the New Windsor Zoning Board of Appeals under
application no. 75-1 dated March 3, 1975, which application requested a
conditional use permit under the Code of the Town of New Windsor, Section
48-13.E, which section provides for conditional uses for service and repair
garages in general industry (GI) districts in the Town of New Windsor;and

WHEREAS, a public hearing was held by the Zoning Board of Appeals
of the Town of New Windsor after due notice and publication on the 19th day
of May, 1975 and all parties in interest were heard at that public hearing
including counsel for the applicant, Eugene Wozniak, Esq., and the principal
of CROSSROADS COLLISION CENTER, Mr. Goeing, as well as parties in opposition
to the application, and a verbatim transcript of the proceedings having been
made, and two petitions having been received from neighboring homeowners in
opposition to the application;and

WHEREAS, the attorney for the Zoning Board of Appeals read the
law in point, specifically Town of New Windsor Code, Section 48-13.E (1);
Section 48-35;and Section 48-9D (1), and Section 48-34.;and

WHEREAS, the Zoning Board of Appeals of the Town of New Windsor
has made the following findings of fact in this matter:

1. Crossroads Collision Center is a tenant at the site of the application, to wit, 229 Union Avenue, New Windsor, New York, under a 3 year lease with an option to buy the premises, which lease was not submitted to the Zoning Board of Appeals.

2. The applicant is already using the premises in point. The use to which he is putting the premises includes repair of automobiles outside the premises, storage of unlicensed vehicles in numbers ranging as high as 15 vehicles or more, and vehicles are being sold at the premises and to that end have "For Sale" signs displayed upon them.

3. Each member of the New Windsor Zoning Board of Appeals is personally familiar with the site in point and has viewed it.

4. The site lies across the street from a well maintained and prospering residential area, and the site lies within 500 feet of a playground and park facility to the northwest.

5. The screening consists of very small shrubs or trees and is wholly inadequate to screen the property from view of the surrounding residential area and park and playground center. This is so even though the owner, from whom CROSSROADS COLLISION CENTER leases the premises, has had 7 years (since May 7, 1968) to screen the property in accordance with instructions from the New Windsor Planning Board.

6. There is significant opposition to the proposed use for which a conditional use permit is sought on the part of homeowners living in the adjacent residential community.

7. A verbal decision denying this conditional use permit was announced after the public hearing on May 19, 1975, with this written decision to follow.

8. *In* the interim period since May 19, 1975 and the date of adoption of this formal decision by resolution, the Town Board of the Town of New Windsor adopted a new Zoning Local Law and zoning map which placed the

subject premises in a residential district which does not permit automotive repair services even as a ^{conditionally} permitted use. This finding of fact is noted as a matter of record and had no bearing on the decision of the New Windsor Zoning Board of Appeals to deny the sought after application on May 19, 1975, and

WHEREAS, the New Windsor Zoning Board of Appeals hereby makes the following determinations of law in this matter:

(1) Under the Town of New Windsor Code, Section 48-35.A. (2) the proposed use shall NOT be of such location, size and character that, in general it will be in harmony with the appropriate and orderly development of the district in which it is proposed to be situated and will be detrimental to the orderly development of adjacent properties in accordance with the zoning classification of such properties.

(2) Under the Town of New Windsor Code, Section 48-35.A. (3) that the proposed use, which is located directly adjacent to a residential district, is such that:

(a) The location and size of such use, the nature and intensity of operations involved or conducted in connection therewith, its site layout and its relation to access streets is NOT such that both pedestrian and vehicular traffic to and from the use will not be hazardous or inconvenient to, or incongruous with the said residential district immediately adjacent or conflict with the normal traffic of the neighborhood immediately adjacent.

(3) Under the Code of New Windsor, Section 48-9D(1) (c) dismantled or unlicensed vehicles and all parts or supplies are not located or proposed to be located within a building enclosed on all sides.

(4) Under Town of New Windsor Code, Section 48-9D(1) (d) all service or repair of motor vehicles, other than minor servicing, is not conducted or proposed to be conducted in the building enclosed on all sides.

(5) Under Town of New Windsor Code, Section 48-9D(1) (h) the open

storage on premises of new or used vehicles or trailers for sale or rent is presently going on and is contemplated, in violation of this section which expressly prohibits such use.

The ZONING BOARD OF APPEALS OF THE TOWN OF NEW WINDSOR HEREBY determines that the application of CROSSROADS COLLISION CENTER for a conditional use permit fails to meet the standards prescribed by the Code of the Town of New Windsor, and therefore, the ZONING BOARD OF APPEALS HEREBY DENIES the application. The Secretary of the Zoning Board of Appeals is hereby directed to forward a certified copy of the resolution adopting this decision, together with the decision itself, to the Town Clerk and to the attorney for the applicant.

Dated:

New Windsor, New York


Theodore Jargstorf, Chairman
Zoning Board of Appeals

7 Franklin Avenue
New Windsor, N.Y.
May 11, 1975

Joseph Loscalzo, Chairman
New Windsor Planning Board
555 Union Avenue
New Windsor, N.Y. 12550

RE: CROSSROADS COLLISION CENTER, INC.
Public Hearing

Dear Mr. Loscalzo:

Enclosed please find the above application for a conditional use permit together with public hearing notice which appeared in The Evening News on May 10, 1975.

Kindly be advised that this matter will be heard on the 19th day of May, 1975 before the ZBA for public hearing. We also expect Equipment Rebuilding to appeal this application on the same evening.

Yours truly,

Patricia Delio, Secretary

/pd

Encs.

cc: Howard Collett, Bldg. Inspector

Erie Lackawanna Railway Company

THOMAS F. PATTON and RALPH S. TYLER, JR., Trustees



REAL ESTATE DIVISION

COLUMBIA BUILDING
112 PROSPECT AVENUE S E
CLEVELAND OHIO 44115

CHESTER W. KERMODE
Director Real Estate
JAMES H. KOVANDA
Asst. Director Real Estate
RICHARD J. PETERCHUCK
General Land Agent
RUSSELL B. HUGHES
General Tax Agent

Senior Real Estate Agent
DAVIS J. DEANE

115 OBSERVER HIGHWAY
HOBOKEN, NEW JERSEY 07030

In your reply please
refer to our file L-203

Hoboken, N. J.
May 13, 1975

Zoning Board of Appeals
Town of New Windsor
Union Avenue
New Windsor, N. Y. 12550

Re: New Windsor, Orange County, N. Y. -
Appeal No. 1, Frederick R. Farrell d.b.a.
Crossroad Collision Center Inc.

Gentlemen:

Erie Lackawanna would appreciate a copy of Mr. Farrell's site plan. We wish to be able to determine the effect that his development of 5.7 acres would have on adjoining Erie Lackawanna property. Erie Lackawanna Railway Company also requests that Mr. Farrell be required to install secure fencing, especially where his property has common boundaries with Erie Lackawanna's property. We request this because the size of his development increases the possibility for unauthorized encroachment without detection.

Very truly yours,

Davis J. Deane
Senior Real Estate Agent

DJD/eag

The Friendly Service Route

OFFICE OF THE
ZONING BOARD OF APPEALS

~~OFFICE OF THE ZONING BOARD OF APPEALS~~

TOWN OF NEW WINDSOR

555 Union Avenue
New Windsor, New York 12550
(914) 565-8808



March 5, 1975

Eugene F. Frink, Esq.
National Bank Building
Pawling, New York 12564

Attention: Ronald L. Wozniak, Esq.

Re: Crossroad Collision Center, Inc.
Fred Farrell

Dear Mr. Wozniak:

The Zoning Board of Appeals of the Town of New Windsor reviewed the question of your client's application for a junk yard under the New Windsor Code, Chapter 27, entitled "JUNK YARDS," at a Regular meeting on March 3, 1975.

I have been authorized and directed by the Zoning Board of Appeals to advise you that the Board must withhold certification under the provisions of Section 27-5.A. In otherwords, the Zoning Board of Appeals cannot certify that the proposed junk yard is to be located in an authorized zone or district.

The reason that this Board must withhold certification lies in the provisions of paragraph 27-3. That paragraph states in part:"And no part of any junk yard shall be within five hundred (500) feet of any church, school, hospital, public park, public building or place of public assembly..." It is the finding of the Zoning Board of Appeals that the proposed junk yard would be located within five hundred (500) feet of a public park.

A copy of this letter shall be included and made a part of the minutes of the Regular meeting of the Zoning Board of Appeals of the Town of New Windsor held on Monday, March 3, 1975.

Very truly yours,

Theodore Jargstorf
THEODORE JARGSTORF

Chairman--Zoning Board of Appeals

TJ/bb
cc

Town Supervisor
Town Clerk
Chairman--Town Planning Board
James Loeb, Esq. (Equipment Repair Service, Inc.)
Adele Salzman (Rep.--Glendale Homeowner Association)
Secretary--Zoning Board of Appeals ✓

PUBLIC NOTICE OF HEARING BEFORE
THE ZONING BOARD OF APPEALS

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the
Town of New Windsor, New York will hold a public hearing pursuant
to Section 48-33 A of the Zoning Ordinance on the following
proposition:

Appeal No. 1
Request of FREDERICK R. FARRELL
Crossroad Collision Center INC. for a
Variance Conditional Use Permit of the regulations of
the Zoning Ordinance, to permit AUTO REPAIR SHOP
(describe proposal)
USED CAR SALES, STORAGE OF VEHICLES
being a Variance Conditional Use Permit of Article 3
Section 48-13 E-1, for property ^{LEASED} owned by him situated
as follows: Approximately 5.7 ACRES
Located on the corner of UNION + ERIE AVES
which is in a General Industry Zone
bordered by ERIE + UNION AVES

SAID HEARING will take place on the 19th day of MAY, 1975,
at the New Windsor Town Hall, 555 Union Avenue, New Windsor, N.Y.
beginning at 8 o'clock P.M.

Theodore Jangstorf
Chairman

*April 28th
Agenda - appeal -*

March 10, 1975

Mr. Theodore Jargstorf, Chairman
Town of New Windsor Zoning Board of Appeals
14 Lucas Drive
New Windsor, New York 12550

Re: Our File: 13,422

Dear Ted:

I am writing to you on behalf of Equipment Rebuilding Service, Inc., the owner of property located at 299 Union Avenue in the Town of New Windsor. My client has been served with an order to remedy violation arising out of a question as to whether or not the acknowledged legal use of heavy equipment repair and rebuilding which my client is presently maintaining is broad enough to cover an automobile repair and rebuilding operation.

I am planning on appealing to your Board from the Building Inspector's order and as soon as I receive the official Town forms, I will submit my formal appeal.

I respectfully request that any further proceedings against Equipment Rebuilding Service, Inc. be stayed until such time as the appeal is decided by your Board. I am sending a copy of this letter to the Town Attorney and to the Building Inspector both of whom are aware of the fact that the appeal will be made. In view of the upcoming holidays at the end of March, I would appreciate it if this matter could be put over until April.

Very truly yours,

RIDER, WEINER & LOEB, P.C.

JRL/cs

By:

cc: Philip A. Crotty, Jr., Esq.
Howard R. Collett
Rocco Pavese

~~CONFIDENTIAL~~

7ad
TOWN OF NEW WINDSOR

555 Union Avenue
New Windsor, New York 12550
(914) 565-8800

1768

April 21, 1975

Rider, Weiner & Loeb, P.C.
Route 207, Little Britain Road
New Windsor, New York 12550

Attention: James R. Loeb, Esq.

Re: Equipment Rebuilding Service Inc., Your File No. 13,442

Dear Jim:

The Zoning Board of Appeals of the Town of New Windsor was planning to hear your client's appeal from the decision of the Town Building Inspector at its regular meeting scheduled for April 28, 1975. At our most recent meeting however it was brought to my attention at least two members of the Zoning Board will not be present on April 28, 1975. I agree with our attorney, Philip A. Crotty, Jr., Esq., that it is important to have as many members of the Board present for your hearing as possible.

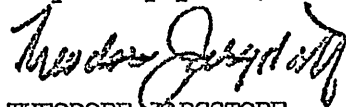
In view of the fact that a prior commitment on your part would prevent you from meeting with our Board on May 12, 1975 and in further view of the fact that our meeting of May 26, 1975 will be cancelled because of Memorial Day, I shall ask the Board to schedule its single meeting in the month of May for Monday, May 19, 1975. The hearing on your appeal will be scheduled for that date if the Board agrees.

In preparing for the public hearing, your attention is directed to the Code of the Town of New Windsor, Section 48-33. Procedure.

I also advise you that the Zoning Board of Appeals does not presently have official forms for the filing of an appeal. In the event you care to formulate a written position in advance of the public hearing, please do so by letter to the Town Attorney and myself for the papers to be copied and forwarded to Board members for their study before the public hearing date.

Thank you for your attention to these details.

Very truly yours,



THEODORE JARGSTORF
Chairman

TJ/bb

cc

Town Attorney
Eugene Wazniak, Esq.

Chairman-Town Planning Board

Mr. Donald Witfield
Secretary-Zoning Board of Appeals

Exhibit A

OFFICE OF THE ZONING BOARD OF APPEALS

~~CONFIDENTIAL - NOT FOR RELEASE~~

TOWN OF NEW WINDSOR

555 Union Avenue
New Windsor, New York 12550
(914) 565-8800

1763

April 21, 1975

Eugene F. Frink Esq.
National Bank Building
Pawling, New York 12564

Attention: Ronald L. Wozniak, Esq.

Re: Crossroad Collision Center, Inc.
Fred Farrel

Dear Mr. Wozniak:

The Zoning Board of Appeals of the Town of New Windsor was planning to hear your client's appeal from the decision of the Town Building Inspector at its regular meeting scheduled for April 28, 1975. At our most recent meeting however it was brought to my attention at least two members of the Zoning Board will not be present on April 28, 1975. I agree with our attorney, Philip A. Crotty, Jr., Esq., that it is important to have as many members of the Board present for your hearing as possible.

In view of the fact that our meeting of May 26, 1975 will be cancelled because of Memorial Day, I shall ask the Board to schedule its single meeting in the month of May for Monday, May 19, 1975. The hearing on your appeal will be scheduled for that date if the Board agrees.

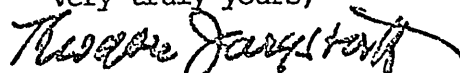
It is my understanding that your client, Crossroad Collision Center, Inc. will be applying for a conditional use permit under the New Windsor Zoning Code, Section 48-13.E.(1). I call to your attention the fact that a public hearing is required and that the procedure for such a public hearing is set forth in Section 48-35 of the Code.

I urge you to submit the application for a conditional use permit at your earliest convenience so that the application may be copied and forwarded to the Board members for their study before the public hearing date.

If you have any additional questions, please write or call me or our Town Attorney, Philip A. Crotty, Jr., Esq., at 565-8808.

Thank you for your attention to these details.

Very truly yours,



THEODORE JARGSTORF
Chairman

TJ/bb

cc Town Attorney
James P. Jacob Esq

Mr. Donald Witfield Chairman-Planning Board
Secretary-Zoning Board of Appeals

Exh. A

RIDER, WEINER & LOEB, P.C.
ATTORNEYS AND COUNSELLORS AT LAW

M J. RIDER (1906-1968)
ELLIOTT M WEINER
JAMES R LOEB
DAVID L RIDER
DAVID L LEVINSON
STEPHEN L REINEKE

POST OFFICE BOX 1268
LITTLE BRITAIN ROAD (ROUTE 207)
NEWBURGH, NEW YORK 12550
(914) 562-8700

April 28, 1975

Mr. Theodore Jargstorf, Chairman
Town of New Windsor Zoning Board
of Appeals
14 Lucas Drive
New Windsor, New York 12550

Re: Our File: 13,422
Equipment Rebuilding
Service, Inc.

Dear Ted:

I have and thank you for your letter of April 21, 1975 in connection with Equipment Rebuilding Service, Inc. The date of Monday, May 19, 1975 is, of course, fully acceptable to me and I will appear that night with representatives of Equipment Rebuilding to present our appeal from the Building Inspector's decision.

In the event I elect to submit a written position prior to the public hearing, I will see that you and the Town Attorney receive copies so that they can be circulated among the Zoning Board of Appeal's members prior to the hearing.

Thank you again for your courtesies in this matter.

Very truly yours,

RIDER, WEINER & LOEB, P.C.

By:

JRL/cs

cc: Town Attorney
Donald Witfield, Secretary-Zoning Board
Rocco Pavese

Exhibit B



TOWN OF NEW WINDSOR

OFFICE OF THE TOWN ENGINEER
NEW WINDSOR, NEW YORK

914 - 565-8802

May 5, 1975

MAY 5 1975
file
WD #5

Mr. Frank Strasser
Bond Claim Dept.
Reliance Insurance Co.
4 Penn Center Plaza
Philadelphia, Penn.
19103

Re: Materials WD #5

Dear Sir:

The following is information on materials for
WD #5 I have acquired from various sources.

Rocco Pavese had in a private yard on Erie Ave.,
New Windsor, N. Y., the following material that Campoli
claims belongs to him. I have control of the material
at the present time.

- 2- 8x8x3 Tees
- 1-10x10x10 Tee
- 1-10x6 Reducer
- 1-8x6 Reducer
- 2-6" Butterfly valves Dresser 450 O. A. E.
- 2-Ashcroft Pressure Gauge 0-200 PSI 4½" S.S. Dresser
Indust.
- 1-Frame and Cover #1007
- 3-8" Gate valves w/Boxes
- 2-90° 8" Ductile Iron
- 4- Hydrant Extender Mueller 107 (Sub # 13-45 ell)

We need this material to finish job and Mr. Campoli
has agreed to sell all of it to the Town for \$1200.00.

Mr. Campoli has control of a 6" Pressure reducing
valve (Model 40 W.R. Ross). (The valve is located in a
Central Valley Yard). He is willing to sell this valve
to the Town for \$800.00.

There is a pressure reducing station vault that is
located in Omega's yard.

(page 2)

Exhibit C



1763

TOWN OF NEW WINDSOR

OFFICE OF THE TOWN ENGINEER

NEW WINDSOR, NEW YORK

(page 2)

914 - 565-8802

Mr. Frank Strasser
Reliance Insurance Co.

Omega says the vault belongs to the bonding company, (your Reliance) and he won't release it without permission from Reliance. Also Mr. Campoli says this vault is worth \$1600.00.

I would appreciate any guidance or instructions you may have for me in regards to above matter.

I am also checking out your request for a key map for SD #9.

Yours truly,

Paul V. Cuomo, P. E.
Town Engineer

PVC/mfb

cc: Attorney Crotty
Supervisor Fischer

May 8, 1968

#1 of 3

The New Windsor Planning Board meeting was held at the Windsor Senior Center and was called to order at 7:45 P.M. by Chairman Donald Witfield.

Present: Donald Witfield, Theodore Jorgensen, Howard Collett and Thomas Dowd.

Also present were Supervisor Theodore Marsden, Lawrence Jordan Building Inspector, Bernard Semmers and Peter Gengerich.

Absent-Joseph Tallarico and Seymour Polman.

#1/ Vincent Brennan, attorney, representing Equipment Rebuilding Service Inc. was present, as were Mr. Rocco Pavese and Sen. who present for the Planning Board consideration, a preapplication site plan, for discussion.

#2/ Mr Brennan explained the operation of the Equipment Rebuilding Service Inc., as to repairs to heavy construction equipment, such as bull dozers, cranes, etc., and stated that the operation would be from 8:00 AM to 5:00 P.M. weekdays and from 8:00 AM to 12 noon on Saturdays, and that it was the intention of the operators to employ about six local men for the the operation of the business.

#3/ The Area is zoned C1, and the location is the property of the New Windsor Coal Company, along Erie Avenue and Union Avenue.

#4/ NOTE-

Let it be hereby noted that four members were present at 7:45 PM. But as Mr Jorgensen had prepared the survey map, it was decided to not hold action until one other member was in attendance, and this decision was accepted by interested parties present.

#5/ At about 8:20 PM, Mr Neumsteger was in attendance, and the discussion continued.

#6/ Mr Pavese having the floor, agreed to provide necessary screening along Erie Avenue by planting hemlock trees, and to install a chainlink fence for security purposes, also that the repairs would be made in what is now the scale house and office of the New Windsor Coal Co., with overhead doors being installed and the front of the building dressed-up.

#7/ Mr Charles Roskowski, attorney, representing Orzechowski Brothers made favorable comments as to the proposed operation as described by the proposed byers, and begged to be excused so that he could be available in Newburgh, in view of the recent disturbances.

#8/ Mr Zig Orzechowski commented on the operation of the New Windsor Coal Company yard, which for years, had dumped coal into the large coal bins, creating noise and dust, which up to the present time had not been complained of, and went on to say that the proposed operation of the Equipment Rebuilding Service would not create any additional noise and air pollution in this area.

#9/ The question of the present junk yard permit was brought up, and was explained that the permit would be transferred to the proposed purchasers.

#10/ Action was tabled until Planning Board executive session, and it was agreed that Mr Brennan would be notified of the Planning Board decision.

#11/ It was recommended by Supervisor Marsden, that all projects should have sewer, water and highway approval, before be presented to the Planning Board.

Exhibit D

5/6/75

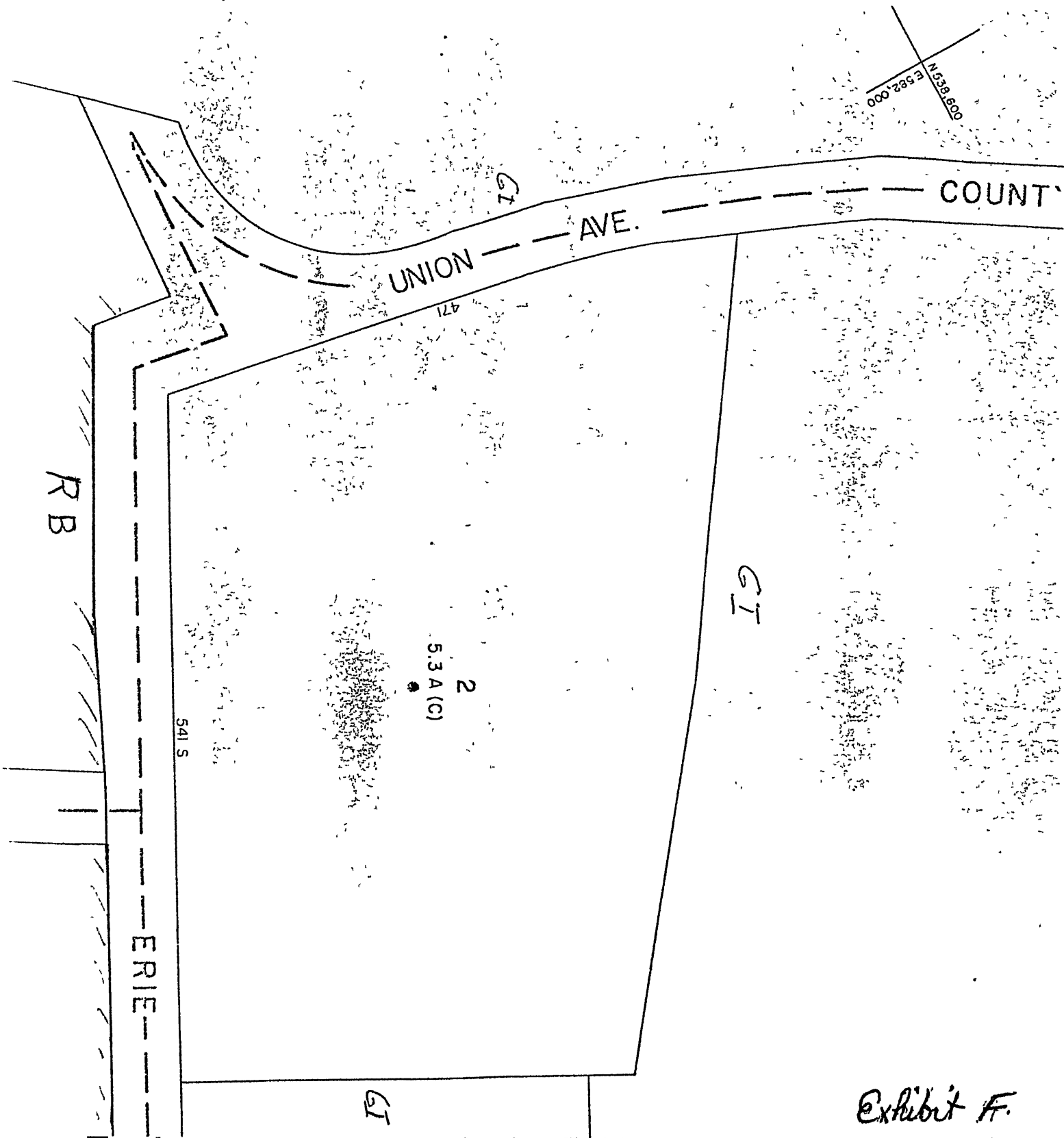
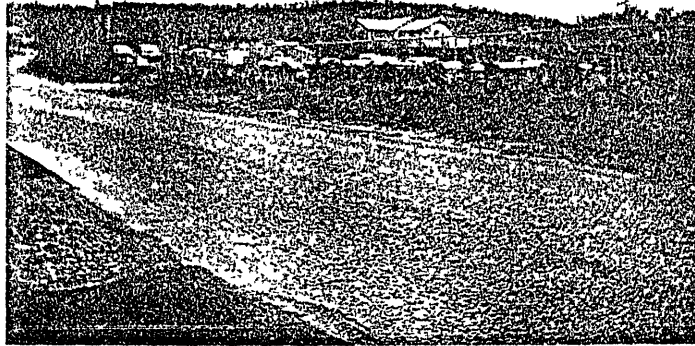
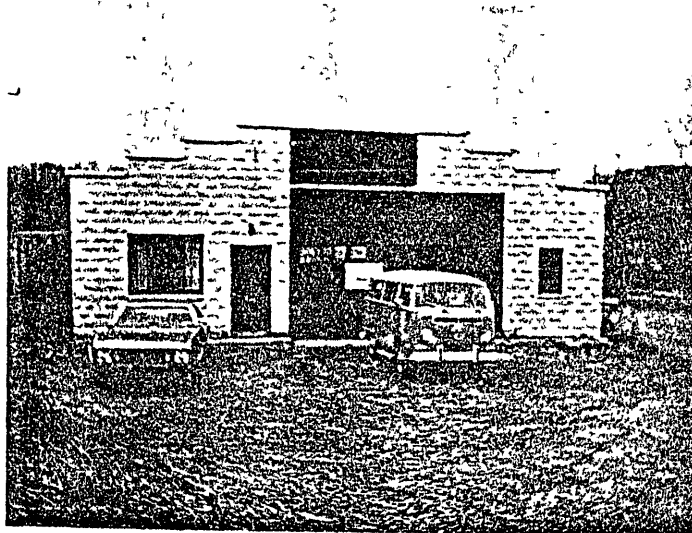


Exhibit F.

EQUIPMENT REBUILDING SERVICE INC.
CROSSROADS COLLISION REPAIR CENTER
Located at Union & Erie Avenues
Town of New Windsor, New York



Side view. Taken from R3 district immediately to south
of subject premises. (Note landscaping and vehicles in open view.)



Front view. (Note used cars for sale)

4/29/75

Exhibit B.

Building Department
(CITY, TOWN OR VILLAGE) OF NEW WINDSOR - 555 UNION AVE
(Address and Telephone Number) NEW WINDSOR 1234-0
565-8808
County of: ORANGE

Order to Remedy Violation

Location 229 UNION AVE, NEW WINDSOR
Map No.: _____ Section: 22 Block: 1 Lot: 2

Date FEBRUARY 26 1975

TO EQUIPMENT REBUILDING SERVICE INC.
(owner or authorized agent of owner)
609 BROADWAY, WESTWOOD, N.J. 07675
(address of owner or authorized agent of owner)

PLEASE TAKE NOTICE there exists a violation of:

The State Building Construction Code
Zoning Ordinances
Other Applicable Laws, Ordinances or Regulations

at premises hereinafter described in that A SERVICE & REPAIR GARAGE IS BEING
(state character of violation)
OPERATED AT THE ABOVE REFERENCED PREMISES WITHOUT APPROVAL OF THE
ZONING BOARD OF APPEALS & WITHOUT COMPLIANCE WITH THE OTHER CONDITIONS
REQUIRED BY THAT SECTION.
in violation of LLS-13E OF THE NEW WINDSOR ZONING ORDINANCE
(state section or paragraph of applicable law, ordinance or regulation)

YOU ARE THEREFORE DIRECTED AND ORDERED to comply with the law and to
remedy the conditions above mentioned forthwith on or before the 10th day of
MARCH 1975.

Failure to remedy the conditions aforesaid and to comply with the applicable provisions of law may constitute an offense punishable by fine or imprisonment or both.

Howard R. Caccett
Superintendent of Buildings

Exhibit H

Rec'd 2.10.75 JH

February 4, 1975

Supervisor Milton Fischer
New Windsor Town Hall
555 Union Avenue
New Windsor, New York 12550

Dear Mr. Fischer:

We, the undersigned residents of Birchwood Drive, are concerned with the presently vacant lot on Erie Avenue directly across from our development. We have noticed junked cars and have heard rumors concerning the permit renewal for said site to be used as an Auto-Wrecking Junkyard.

WE STRONGLY PROTEST THIS ACTION IN AN AREA OF RESIDENTIAL USE SUCH AS OURS. We wish to be advised about this matter in order to formally protest said use.

Thank you for your cooperation in this matter.

Carolyn Rose	52 Birchwood Drive
Eleanor M. Spruer	54 Birchwood Drive
Santa L. Carfizzi	56 Birchwood Dr
Terrance G. Gagnier	57 Birchwood Dr.
Rose Ellick	60 Birchwood Dr
Harold Terrot	49 Birchwood Dr.
Yvonne Cosgrove	70 Birchwood Dr.
John Van Voorhis	55 " "
Wayne M. Taylor	73 Birchwood Dr.
Alvin B. Taylor	73 Birchwood Dr.
Barbara Taylor	73 Birchwood Dr.
Janet Miller	67 Birchwood Dr
Maybell Abram	67 Birchwood Dr
William J. Miller	61 Harry Kerleau
Rosa De Alencar	59 Birchwood

Exhibit II

Mr O. O. O'S 36 Birchwood Dr.

Bette Larkin 38 Birchwood Dr.

46 near Mr Parker

Mr + Mrs James Buckley 48 Birchwood Dr

Mr + Mrs. Edw. S. Callahan 50 Birchwood Drive. New Windsor, N.Y.

(Must be received + filed
at Town Board meeting)

11 Jan

FEB 10 1975

11:40 am

TOWN OF NEW WINDSOR

FEB 10 REC'D

February 4, 1975

Supervisor Milton Fischer
New Windsor Town Hall
555 Union Avenue
New Windsor, New York 12550

Dear Mr. Fischer:

We, the undersigned residents of Glendale Estates,
are concerned with the presently vacant lot on Erie
Avenue directly across from our development. We
have noticed junked cars and have heard rumors
concerning the permit renewal for said site to be
used as an Auto-Wrecking Junkyard.

WE STRONGLY PROTEST THIS ACTION IN AN AREA OF
RESIDENTIAL USE SUCH AS OURS. We wish to be advised
about this matter in order to formally protest said
use.

Thank you for your cooperation in this matter.

Sincerely,

Mr. & Mrs. Michael Shamkott
Mr. & Mrs. Stephen Lyons Jr.
Mr. & Mrs. Joseph Pizini
Mr. & Mrs. Nicholas Lombardo
Mrs. Anna Joseph Zambello
Mr. & Mrs. Ralph Brewster
Mr. & Mrs. Vincent De Simone
Mr. & Mrs. Valentine Pfeiffer
cc: Howard Colett

Mrs. Anna Paul
Mr. & Mrs. James A. Micholates
Mr. & Mrs. David F. Walton
Mrs. Mrs. Richard Melville
Mr. & Mrs. Joseph Tiegre
Mr. & Mrs. Allen Segoy
Mrs. Mrs. Alex Janeschek
Mr. & Mrs. Raymond F. Wiede
Mr. & Mrs. Stuart Wilson
Mr. & Mrs. William Keegan
Mr. & Mrs. R. Russo
Mr. Mrs. Sallyman

CIRINCIONE LANDSCAPE

Contractors
707 Pascack Rd.
PARAMUS, N. J. 07652

687.07

PROPOSAL SUBMITTED TO <i>Ex. Holding</i>		PHONE <i>215-2870</i>	DATE <i>5/3/72</i>
STREET <i>Union Ave</i>		JOB NAME	
CITY, STATE AND ZIP CODE <i>Newburg N.Y.</i>		JOB LOCATION	
ARCHITECT	DATE OF PLANS	JOB PHONE <i>664-5250</i>	

We hereby submit specifications and estimates for

<i>Plant Work.</i>		<i>8 Cow manure</i>	
<i>16 Mulch</i>		<i>37 Arborvita</i>	
<i>2 Wilson Rhod.</i>		<i>10 Black Pine</i>	
<i>2 Andromeda</i>		<i>5 Norway</i>	
<i>2 Viburnum</i>		<i>3 Green Spruce</i>	
<i>2 Ilex Hellen</i>		<i>52 Plants & Cow</i>	<i>3900.0</i>
<i>1 Live Leaf Maple</i>		<i>Labor</i>	<i>125.00</i>
<i>1 Cow manure</i>			<i>515.00</i>
<i>Fertilizer</i>		<i>tax</i>	<i>25.75</i>
<i>3 P.S. M Rhod 2'</i>			<i>\$540.75</i>
<i>1 " " 3'</i>			
<i>Labor & Plants</i>	<i>455.00</i>		
	<i>tax</i>		<i>22.75</i>
			<i>477.75</i>

Pd #197

We Propose hereby to furnish material and labor — complete in accordance with above specifications, for the sum of

dollars \$ *1018.50*

Payment to be made as follows

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized
Signature _____

Note: This proposal may be withdrawn by us if not accepted within _____ days.

Acceptance of Proposal — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance _____

Signature _____

Signature _____

Exhibit J

Public Hearing - 5/19/75.-

~~Crossroads Collision Center, Inc.~~

Pavese - Equipment Rebuilding
Names: Addresses:

Mr & Mrs. J. Olsen	28 Cresthaven Dr.
Ronald L. Ogrial	Pawling N.Y.
Carl Grog	Hamden, N.Y.
Mr. P. Pavese	609 Bwy Westward Dr. 9.
Thomas R. DiZavanni	76 Hudson Dr., N.W.
Vincent D. Simone	104 Glen Dale Dr. N.W.
Ralph Brano	102 Glendale Dr. NW-
Wm. Vago	304 CLOVERDALE CT. N.W.
Joseph Branci	203 Cambridge Ct N.W.
Mike Flank	206 CAMBRIDGE CT N.W.
Alan Tannenbaum	302 CLOVERDALE CT. N.W.
Steve Syrenko	305 Clarendale Ct, N.W.
Therese F. Cado	500 Clarendale Ct. N.W.
Stanley L. ^{Willman.}	201 CAMBRIDGE CT. N.W.
James R. Mansfield	83 HART DR. N.W.
Salvatore Zupa	Erie Ave N.W.
Ruby Zupa	Erie Ave N.W.
Annie Bouchard	40 Birchwood Dr N.W.
Carol J. Cosgrove	70 Birchwood Dr. N.W.
Josephine Rainey	72 Birchwood Dr N.W.
Councilman Rainey	72 Birchwood Dr. N.W.